IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.5721 OF 2003

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

Mr. P.D. Dalvi, for the Petitioner
Mr.V.P. Malvankar, AGP for Respondent Nos. 1 to 3.
Shri T.S.Ingale,for Respondent No.5A to 5E.

CORAM :F.I.REBELLO & MRS. R.S.DALVI,JJ.
DATED : NOVEMBER 14,2005

P.C.

. Rule. Heard forthwith.

2. The petitioner, a project affected person was allotted land bearing Gat No.6 admeasuring 81 Ares of village Haroli, Taluka Shirol and land Gat No.359/1 admeasuring 38 area of village Danoli, Taluka Shirol, District Kolhapur. The respondents contend that the petitioner has been granted land more than what he was entitled to. In view of that the petitioner by representation dated 2nd July, 2003 addressed a notice to the respondent No.2 pointing out that he should be allowed to retain the land bearing Gat No.187

admeasuring 81 Ares. He is ready to surrender the land allotted to him under Gat No.6 of village Jambhali and Gat No.359/1 of village Danoli, Taluka Shirol. That matter is still pending before the respondent No.2. The basis for the representation was that he has spent over Rs.1.00 lakh for getting Gat No.187 better cultivated.

3. Considering that the petitioner is in possession and as he is willing to surrender Gat No.6 and Gat No.359/1 as described earlier the respondent No.2 is directed to dispose of the petitioner's representation within a period of 8 weeks from today.

4. Rule made absolute accordingly. No order as to costs.

5. The respondent No.2 to hear the petitioner and respondent Nos. 4 and 5.

(**F.I. REBELLO, J.**)

(**MRS. R.S. DALVI, J.**)